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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/634,856	08/06/2003	Satoshi Hirosawa	066409-224	9153
25269	7590	11/16/2006	EXAMINER	
DYKEMA GOSSETT PLLC FRANKLIN SQUARE, THIRD FLOOR WEST 1300 I STREET, NW WASHINGTON, DC 20005		ART UNIT		PAPER NUMBER

DATE MAILED: 11/16/2006

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EXAMINER	
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ART UNIT	PAPER
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20061108

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Commissioner for Patents

NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR 41.37(c)

The Appeal Brief filed April 12, 2006 is defective because:

I) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number, and to the drawing, if any, by reference characters; and/or does not identify the structure, material, or acts described in the specification as corresponding to each claimed function for every means plus function and step plus function for each independent claim involved in the appeal and for each dependent claim argued separately by reference to the specification by page and line number, and to the drawing, if any, by reference characters, as required by 37 CFR 41.37(c)(1)(v). The content provided under the section "Summary of Claimed Subject Matter," is not commensurate in scope with 37 C.F.R. § 41.37(c)(1)(v) because the content does not give a concise explanation of the subject matter defined in each of the independent claims involved in the appeal.

II) The brief does not contain the items of the brief required by 37 CFR 41.37(c)(1) under the appropriate headings and/or in the order indicated. Two required headings are not present in the Appeal Brief received by the USPTO on April 12, 2006. The headings are:

- a) Evidence Appendix as required by 37 C.F.R. § 41.37(c)(1)(ix); and
- b) Related Proceedings Appendix as required by 37 C.F.R. § 41.37(c)(1)(x).

Appellant is required to comply with provisions of 37 CFR 41.37(c). To avoid dismissal of the appeal, Appellant must submit a Supplemental Appeal Brief which fully complies with 37 CFR 41.37(c)(1)(v), (c)(1)(ix) and (c)(1)(x) within ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication. Extensions of time may be granted under 37 CFR 1.136.

ROY KING
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